

Alexandria, VA 22313-1450

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Francisco S. A. Colomorphica
TAKAHARU KONDO, et al.	Examiner: S. A. Gebremariam)
Application No.: 09/982,845	Group Art Unit: 2811
Filed: October 22, 2001	
For: SILICON-BASED FILM AND PHOTOVOLTAIC ELEMENT)) May 9, 2003
Commissioner for Patents P.O. Box 1450	R 2800

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed below and on the enclosed Form PTO-1449. Copies of the listed documents are enclosed.

> U.S. Patent No. 6,211,454 B1 Japan 11-274530 Japan 11-274539

The Examiner's attention is also directed to the following U.S. Application, a copy of which is enclosed.

> I hereby certify that this correspondence is being deposited with the United States Postal Service as firstclass mail in an envelope addressed to: Commissioner

(Date of Deposit)

Date of Signature

 APPLN. NO.
 FILING DATE
 INVENTOR
 GROUP ART
 ATTNY DOCKET NO.

 09/233,033
 01/20/1999
 M. Higashikawa
 2811
 03500.013261.

The co-pending application listed above is believed to be an English-language counterpart of Japan 11-274539; and U.S. 6,211,454 is believed to be an English-language counterpart of Japan 11-274530.

The concise explanation of relevance for the Japanese documents cited above is provided by their English-language counterparts and by the English-language abstracts included with the cited art. See MPEP § 609.

Inasmuch as this Information Disclosure Statement accompanies a Request For Continued Examination (RCE), which has not yet received a first Office Action on the merits, it is believed that this Information Disclosure Statement is timely. See 37 C.F.R. § 1.97(b)(3). Accordingly, the Examiner is urged to study this information in its entirety and to form an independent determination of the materiality of the information to the claimed invention. Additionally, the Examiner is requested to indicate that this information has been considered by initialing the appropriate portion of the Form PTO-1449.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Attorney for Applicants

Registration No. <u>52,310</u>

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3801 Facsimile: (212) 218-2200